

From: Mark Bej
To: Microsoft ATR
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Subject: Microsoft Settlement Public COmment

Sirs and Madames:

In my view, nothing short of breakup would be an appropriate resolution to the monopolistic behavior of Microsoft.

It would be one thing if there were a situation analogous to the car, oil refining, or breakfast cereal industries. Each of these has several major players with fluctuating market share, but in no case does one company have 90+% market share. So, to bring the analogy back to the computer market, if 30-50% of computers were Windows+MS Office, and there were sizeable proportions of OS/2+SmartSuite, Mac OS+Claris Works, and Corel Linux+Corel Office, I would not be writing you. But all of you know that this is not the situation at all.

Breakup would be the best remedy. If DoJ persists in not pursuing this policy, only the most detailed, long-term, and invasive scrutiny of Microsoft would, in my opinion, be an appropriate response. This would have to include review of Windows source code to confirm that Microsoft is not leaving itself back doors, undocumented procedures, and "time bombs" for other vendors' software.

To date, only one company has been able to thumb its nose at Microsoft and get away with it - Intuit. It behooves DoJ to know exactly why.

Many thanks for the opportunity to respond.

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